

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

RURAL WATER SUPPLY – Constitution of a Committee for settlement of Arbitration matter – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (RWS-I) DEPARTMENT
G.O.Rt.No.1455

Dated: 26-09-2008.

READ:

From the Advocate General, High Court of Andhra Pradesh
Hyderabad Lr.No.72/2008 dated 21-01-2008.

* * *

ORDER:

In the reference read above, the Advocate General, High Court of Andhra Pradesh, Hyderabad has stated that several Arbitration matters are pending in Hon'ble High Court since long time. The Contractors made certain claims and damages against the Government and when the matters were referred to Arbitrator, Awards were passed in favour of the Contractors and against the Government. When the said Awards were challenged by the Government in Civil Court by filing Original Petitions, the Civil Court dismissed the Petitions filed by the Government and made the Awards "rule of the Court". In large number of cases, the Arbitrators have granted interest at the rate of 24% p.a. and in some cases at 18% per annum. The Government filed C.M.As and C.R.Ps challenging the Judgement of the Civil Courts which refused to set aside the Awards on various grounds. The Government would be losing heavily in case if he appeals filed by the Government are dismissed. He has suggested the Government to constitute committee headed by the Principal Secretary of the concerned Department for settlement of the said issues.

2. Therefore, Government hereby order for constitution a Committee for settlement of the arbitration cases with the following Members:

1) Principal Secretary to Government (RWS&S) Panchayat Raj & Rural Development Department. A.P. Secretariat, Hyderabad.

2) The Engineer-in-Chief (RWS&S) Hyderabad.

3) The Chief Engineer (RWS&S) Hyderabad.

3. Any other Member will be co-opted as per necessity as decided by the head of the Committee.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Principal Secretary to Government (RWS&S) P.R & R.D Department

The Engineer-in-Chief (RWS&S) Hyderabad.

Chief Engineer (RWS&S) Hyderabad.

Copy to

The Advocate General, High Court of Andhra Pradesh, Hyderabad.

The O.S.D to M (RWS)

The Government Pleader for Panchayat Raj & Rural Development Department High Court of Andhra Pradesh, Hyderabad.

SF/SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER.